



Docket: 6338.02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor:	Leonard S. Schultz	
Appln. No.:	09/673,406	
Filing Date:	March 29, 2002	Examiner: L.T. Truong
Title:	EVACUATOR	Group Art Unit: 3761

PETITION FOR EXTENSION OF PERIOD FOR RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

I hereby certify that this document is being sent via First Class U.S. mail addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 10th day of December, 2004.

See herabov

(Signature)

Dear Sir:

Pursuant to 37 C.F.R. § 1.136(a), Applicant hereby petitions for an extension of two (2) month(s) (from October 14, 2004 to December 14, 2004) within which to respond to the Office Action dated July 14, 2004. A check in the amount of \$525.00 is enclosed herewith to cover the extension fee and additional claim fee.

The Commissioner is hereby authorized to charge any deficiencies or credit any overpayments to Deposit Account No. 04-1420.

Respectfully submitted,

DORSEY & WHITNEY LLP
Customer Number 25763

Date: Dec 10, 2004

By: David E. Bruhn
David E. Bruhn
Reg. No. 36,762
Intellectual Property Department
Suite 1500
50 South Sixth Street
Minneapolis, MN 55402-1498
(612) 340-6317

12/15/2004 SSITHB1 00000013 09673406
01 FC:2252
225.00 IP



**fee DETERMINATION
(After Amendment of Claims)**

Complete if Known

Application No.	09/673,406
Filing Date	March 29, 2002
First Named Inventor	Leonard S. Schultz
Group Art Unit	3761
Examiner Name	L. T. Truong
Atty. Docket Number	6338.02

Claims as Amended in Response to Office Action dated: 07/14/2004

METHOD OF PAYMENT (Check One)					AMENDMENT FEE CALCULATION (Continued)																																																																			
1. <input checked="" type="checkbox"/> The Director is hereby authorized to charge indicated fees and credit any over payments to: Deposit Account No.: <u>04-1420</u> Deposit Account Name: <u>DORSEY & WHITNEY LLP</u> <input checked="" type="checkbox"/> Charge any additional fee required under 37 C.F.R. 1.16 and 1.17 <input checked="" type="checkbox"/> Applicant claims small entity status (see 37 C.F.R. 1.27)					3. ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Large Entity Fee</th> <th>Small Entity Fee</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>110</td> <td>55</td> <td>Extension for reply within first month</td> <td></td> </tr> <tr> <td>450</td> <td>225</td> <td>Extension for reply within second month</td> <td>\$225.00</td> </tr> <tr> <td>950</td> <td>475</td> <td>Extension for reply within third month</td> <td></td> </tr> <tr> <td>1,480</td> <td>740</td> <td>Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>2,010</td> <td>1,005</td> <td>Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>1,330</td> <td>665</td> <td>Issue Fee-Utility/Reissue</td> <td></td> </tr> <tr> <td>330</td> <td>165</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>330</td> <td>165</td> <td>Filing brief in support of appeal</td> <td></td> </tr> <tr> <td>290</td> <td>145</td> <td>Request for oral hearing</td> <td></td> </tr> <tr> <td>110</td> <td>55</td> <td>Terminal Disclaimer Fee</td> <td></td> </tr> <tr> <td>110</td> <td>55</td> <td>Petition to revive – unavoidable</td> <td></td> </tr> <tr> <td>1,330</td> <td>665</td> <td>Petition to revive – unintentional</td> <td></td> </tr> <tr> <td>130</td> <td>130</td> <td>Petitions to the Commissioner</td> <td></td> </tr> <tr> <td>180</td> <td>180</td> <td>Submission of IDS</td> <td></td> </tr> <tr> <td>770</td> <td>385</td> <td>Request for Continued Examination (RCE)</td> <td></td> </tr> </tbody> </table>				Large Entity Fee	Small Entity Fee	Fee Description	Fee Paid	110	55	Extension for reply within first month		450	225	Extension for reply within second month	\$225.00	950	475	Extension for reply within third month		1,480	740	Extension for reply within fourth month		2,010	1,005	Extension for reply within fifth month		1,330	665	Issue Fee-Utility/Reissue		330	165	Notice of Appeal		330	165	Filing brief in support of appeal		290	145	Request for oral hearing		110	55	Terminal Disclaimer Fee		110	55	Petition to revive – unavoidable		1,330	665	Petition to revive – unintentional		130	130	Petitions to the Commissioner		180	180	Submission of IDS		770	385	Request for Continued Examination (RCE)	
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1. EXTRA* CLAIM FEES																																																																								
Claims Remaining after Amendment	Highest Number Previously Paid for	Present Extra	Fee from Below*	Additional Fee																																																																				
Total	7	- 0	= 0	x \$25.00 = 0																																																																				
Indep.	5	- 3	= 0	x \$100.00 = 300.00																																																																				
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50	25	Claims in excess of 20																																																																						
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290	145	Multiple dependent Claim																																																																						
86	43	Reissue independent claims over original patent																																																																						
18	9	Reissue claims in excess of 20 and over original patent																																																																						
					Other fee (specify): <hr/> <hr/>																																																																			
					Subtotal (2) \$225.00																																																																			
					Total Amount of Payment: \$525.00																																																																			

Submitted by:

CUSTOMER NUMBER

25763

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Date: Dec 10, 2004